

1 **HONE LAW**

2 Jill Garcia, NV Bar No. 7805

3 jgarcia@hone.law

4 Kelly B. Stout, NV Bar No. 12105

5 kstout@hone.law

6 701 N. Green Valley Parkway, Suite 200

7 Henderson, NV 89074

8 Phone 702-608-3720

9 Fax 702-608-7814

10 *Attorneys for Plaintiff*

11 *Eric Collins*

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13 IN THE UNITED STATES DISTRICT COURT

14 DISTRICT OF NEVADA

15 ERIC COLLINS, an individual,

16 Case No. 2:22-cv-00316-CDS-BNW

17 Plaintiff,

18 vs.

19 AUTOZONERS, LLC, a Nevada limited  
20 liability corporation; JIMMY JAMES, an  
21 individual, DOES I through X, inclusive; and  
22 ROE BUSINESS ENTITIES, I through X,  
23 inclusive,

24 **STIPULATION AND ORDER TO  
CONTINUE EVIDENTIARY HEARING  
ON PLAINTIFF'S MOTION FOR  
SANCTIONS DUE TO SPOILATION OF  
EVIDENCE**

25 **(First Request)**

26 Defendants.

27 Plaintiff Eric Collins (“Plaintiff”) and Defendant AutoZoners, LLC (“AutoZoners”), by  
28 and through their respective counsel of record, hereby file this Stipulation and Order to Continue  
1 Plaintiff’s Motion for Sanctions due to Spoliation of Evidence (First  
2 Request).

- 3 1. On March 22, 2023, Plaintiff filed a Motion for Sanctions due to Spoliation of  
4 Evidence (‘the “Motion”). [ECF 50.]
- 5 2. On April 5, 2023, Defendant AutoZoners filed its Opposition to Plaintiff’s Motion for  
6 Sanction’s due to Spoliation of Evidence Opposition to Plaintiff’s Motion for  
7 Sanctions due to Spoliation of Evidence (the “Opposition”). [ECF 53].

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- 1           3. On April 26, 2023, Plaintiff filed his Reply in Support to Plaintiff's Motion for  
2           Sanction's due to Spoliation of Evidence Opposition (the "Reply"). [ECF 58].  
3           4. On May 1, 2023, the Court filed a Minute Order on said Motion scheduling an  
4           Evidentiary Hearing on May 9, 2023. [ECF 59].  
5           5. On May 4, 2023, the Court filed a Minute Order continuing the Evidentiary Hearing  
6           from May 9, 2023 to June 14, 2023. [ECF 62].  
7           6. Due to scheduling conflicts among counsel, the Parties have agreed and stipulate to  
8           continue the hearing to a date convenient to the Court on or after July 1, 2023.

9 Dated this 2nd day of June 2023.

Dated this 2nd day of June 2023.

10 HONE LAW

MESSNER REEVES LLP

11 /s/ Kelly B. Stout  
Jill Garcia, NV Bar No. 7805  
12 jgarcia@hone.law  
Kelly B. Stout, NV Bar No. 12105  
13 kstout@hone.law  
701 N. Green Valley Parkway, Suite 200  
14 Henderson NV 89074

15 Attorneys for Plaintiff  
Eric Collins

/s/ P.J. Kee  
Jonathan B. Owens, NV Bar No. 7118  
jowens@messner.com  
8945 W. Russell Road, Ste 300  
Las Vegas, NV 89148

JONES WALKER LLP  
Tracy E. Kern (admitted *pro hac vice*)  
tkern@joneswalker.com  
P.J. Kee (admitted *pro hac vice*)  
pkee@joneswalker.com

17           *Attorneys for Defendant AutoZoners, LLC*

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20           IT IS HEREBY ORDERED that the evidentiary hearing regarding Plaintiff's Motion for  
21           Sanctions [ECF 50] is rescheduled to August 17, 2023  
22 at 10:00 a.m.           in LV Courtroom 3B before Magistrate Brenda Weksler.

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24           Dated: June 8, 2023  
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27             
28           UNITED STATES MAGISTRATE JUDGE